

10/559430

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Attorney's Docket No. 049202/303874

IN THE UNITED STATES DESIGNATED OFFICE (DO/US)

In re:

Werner *et al.*

Attn: DO/US

International Appl. No.: PCT/EP2004/006069

International Filing Date: June 4, 2004

For: SAFE PRODUCTION OF A PRODUCT OF INTEREST IN HYBRID SEEDS

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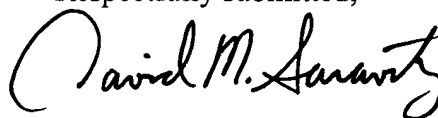
INFORMATION DISCLOSURE STATEMENT

Sir:

The patents listed on the attached PTO-1449 were cited in the International Search Report of corresponding International Application No. PCT/EP2004/006069. A copy of the Search Report is enclosed for the Examiner's convenience. In accordance with the Office waiver published July 11, 2003, copies of the cited U.S. patents and patent application publications are not enclosed. Applicant does enclose copies of any cited foreign patent documents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

The Examiner may wish to consider the notations on the Search Report itself regarding the relevance of each item. It is requested that the Examiner consider these references and officially make them of record in accordance with the provisions of 37 C.F.R. § 1.97 and Section 609 of the MPEP. By submitting the listed documents, Applicant in no way makes any admission as to the prior art status of the listed documents, but is instead submitting the listed documents for the sake of full disclosure.

Respectfully submitted,



David M. Saravitz

Registration No. 55,593

ALSTON & BIRD LLP

Bank of America Plaza

101 South Tryon Street, Suite 4000

Charlotte, NC 28280-4000

Tel Raleigh Office (919) 862-2200


Fax Raleigh Office (919) 862-2260

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| Substitute for form 1449/PTO (Revised 07/2005) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary) | | | | Complete if Known | | |
| | | | | Application Number | Not yet assigned 10/559430 | |
| | | | | Filing Date | Simultaneously herewith | |
| | | | | First Named Inventor | Werner | |
| | | | | Group Art Unit | Not yet assigned | |
| Examiner Name | Not yet assigned | | | | | |
| Sheet | 1 | of | 1 | Attorney Docket Number | 049202/303874 | |
| U. S. PATENT DOCUMENTS | | | | | | |
| Examiner Initials* | Cite No. | <u>Document Number</u> Number - Kind Code (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages of Relevant Figures Appear | |
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| FOREIGN PATENT DOCUMENTS | | | | | | |
| Examiner Initials | Cite No. | <u>Foreign Patent Document</u> Country Code - Number Kind Code (if known) | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | English Language Translation Attached |
| | 1 | EP 1048734 A2 | 11/02/2000 | The Scripps Research Institute | | |
| | 2 | WO 96/04393 A2 | 02/15/1996 | Delta and Pine Land Company; United States of America | | |
| | 3 | WO 98/37211 A1 | 08/27/1998 | Gene Shears Pty. Limited | | |
| | 4 | WO 98/44138 A1 | 10/08/1998 | Advanced Technologies (Cambridge) Limited | | |
| | 5 | WO 02/088369 A1 | 11/07/2002 | Icon Genetics AG | | |
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| OTHER DOCUMENTS | | | | | | |
| Examiner Initials* | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | | English Language Translation Attached |
| | 6 | BAYLEY, C. <i>et al.</i> , "Exchange of Gene Activity in Transgenic Plants Catalyzed by the Cre-lox Site-Specific Recombination System," <i>Plant Molecular Biology</i> , 1992, pp. 353-361, Vol. 18, Kluwer Academic Publishers, Belgium. | | | | |
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| Examiner Signature | | | | Date Considered | | |

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.